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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
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6 **SANDRA McMILLION, ET AL.,**

7 Plaintiffs,

8 vs.

9 **RASH CURTIS & ASSOCIATES,**

10 Defendant.

CASE NO. 16-cv-03396-YGR

**ORDER RE: PLAINTIFFS' MOTION TO
EXTEND DEADLINES AND FOR SANCTIONS**

Re: Dkt. No. 173

11 Now before the Court is plaintiffs' motion to extend the deadlines in this case with regard
12 to the service of amended expert designations and filing of a notice plan. (Dkt. No. 173.) Also
13 before the Court is plaintiff's request for sanctions. (*Id.*)

14 On October 18, 2017, Magistrate Judge Corley ordered defendant to produce VIC call log
15 data. (Dkt. No. 109.) On December 19, 2017, this Court ordered "defendant to produce VIC call
16 logs bearing the date, time, debtor first name, debtor last name, account number, result of call, and
17 call duration by Tuesday, December 26, 2017." (Dkt. No. 145.) At the hearing held on January
18 30, 2018, this Court again ordered defendant to produce usable VIC call logs by February 15,
19 2018 and stated that "[f]ailure to do so will result in daily damages." (Dkt. No. 173, Declaration
20 of Yeremey Krivoshey ("Krivoshey Decl."), Ex. A at 33:2-5.) Defendant produced VIC logs on
21 February 21, 2018. However, plaintiffs contend that the production "is missing account numbers,
22 the results of the calls, and, in some cases, even the phone number called." (Krivoshey Decl. ¶ 3.)
23 Accordingly, the Court **ORDERS** as follows

- 24 1. Daily sanctions in the amount of \$250 per day shall be assessed against defendant
25 beginning on **March 1, 2018.**
- 26 2. Defendant shall file notice with this Court when defendant believes it has substantially
27 complied with this Court's order to "produce VIC call logs bearing the date, time,
28 debtor first name, debtor last name, account number, result of call." (Dkt. No. 109.)

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3. If plaintiffs disagree that defendant has substantially complied with this Court’s order to “produce VIC call logs bearing the date, time, debtor first name, debtor last name, account number, result of call” plaintiffs may file a response no later than **three business days thereafter**.
4. The Court will extend the deadlines in this case with regard to the service of amended expert designations and filing of a notice plan after defendant has complied with this Court’s prior orders. (*See* Dkt. Nos. 145, 173-1, Ex. A.)

IT IS SO ORDERED.

Dated: February 28, 2018



YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE